

Nevada Board of Agriculture Meeting Minutes
Wednesday, December 7, 2016 9:00 A.M.



Meeting location: Nevada Department of Agriculture
2300 East St. Louis Ave.
Las Vegas, NV 89104
702-668-4590

Video conference: Nevada Department of Agriculture
4780 East Idaho Street
Elko, NV 89801
775.738.8076

Nevada Department of Agriculture
405 S. 21st Street
Sparks, NV 89431

Public Notice

*Below is an agenda of all items to be considered. **Action may be taken on items preceded by an asterisk (*)**. Denotes possible closed session (**). Items on the agenda may be taken out of the posted order, items may be combined for consideration; and items may be pulled or removed from the agenda at any time at the discretion of the Chairperson. Unless noted as an action item, discussion of any item raised during a report or public comment is limited to that necessary for clarification or necessary to decide whether to place the item on a future agenda. Public comment may be limited to three minutes per person at the discretion of the chairperson.*

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please call the Executive Assistant at 775-353-3619.

Notice of this meeting was posted on or before 9:00 a.m. on the third working day before the meeting at the following locations: Nevada Department of Agriculture, 405 S. 21st Street, Sparks, NV 89431, Nevada Department of Agriculture, 2150 Frazer Ave., Sparks, NV 89431, Nevada Department of Agriculture, 4780 E. Idaho Street, Elko, NV 89801, Nevada Department of Agriculture, 2300 St. Louis Ave., Las Vegas, NV 89104, State of Nevada Capital Building, Carson City NV, State Library and Archives, Carson City.

Copies of the agenda, supporting documentation and meeting minutes are available, at no charge, at the Department of Agriculture website at www.agri.nv.gov or www.notice.nv.gov or by visiting Nevada Department of Agriculture, 405 S. 21st St., Sparks, NV 89431, attention Executive Assistant.

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AGENDA

1. Open meeting-call meeting to order by Chair Paul Anderson called to order 9:09

- A. Pledge of Allegiance
- B. Roll call

LV board Woody Worthington, Charlie Frey, Tim Dufurrena, Paul Anderson, Paul Noe, Heather Lackey, David Coon. Staff: Debra Crowley, Jerri Conrad, Robert Little, Jim Barbee. Sparks board Jim Snyder. Staff: Mark Jensen, Dennis Belcourt. Elko board Pete Paris. Staff: Meghan Brown.

2. Public Comment

No public comments.

3. Minutes

- A. *Approve September 7, 2016 meeting minutes (*for possible action*)

Woody Worthington motions to approve the September 7, 2016 meeting minutes. Paul Noe seconds. Motion passes unanimously.

4. Director's Report

- A. Report – Director Barbee (*for information*)

5. Administration

- A. *FY 18/19 budget presentation to consider recommendations for the Executive Budget – Director Barbee and Debra Crowley, Acting Fiscal Administrator, (*for possible action*)

Charlie Frey motions to accept the FY 18/19 budget presentation. Woody Worthington seconds. Motion passes unanimously.

- B. Croatian - Livestock Genetics Trade Mission report – Jeff Sutich, International Marketing Coordinator (*for information*)
- C. Board update – Debra Crowley, Acting Fiscal Administrator (*for information*)
- D. Board update – Rebecca Allured, Public Information Officer II (*for information*)

6. Consumer Equitability

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A. Board update – Bart O’Toole (*for information*)

7. Plant Industry

A. *Request to go to workshop and hearing to adopt by reference and draft regulations for the department to administer sections of the Food Safety Modernization Act (FSMA) and Produce Safety Rule (PSR) – Robert Little, Division Administrator, (*for possible action*)

Woody Worthington moves to approve going to workshop and hearing to adopt by reference and draft regulations for the department to administer FSMA. Paul Noe seconds. Motion passes unanimously.

B. *Request to go to workshop and hearing to amend NAC 576 - LIVESTOCK AND FARM PRODUCTS: DEALERS, BROKERS, COMMISSION MERCHANTS, CASH BUYERS AND AGENT; ALTERNATIVE LIVESTOCK: to

- Raise producer/vendor certificate application fee from \$50-\$75, renewal fee from \$30-\$50 and re-inspection fee from \$30 per hour to \$50. All fees related to aquaculture will also set to match those for producer/vendor certificates. These fee changes are being requested to cover costs associated with these functions.
- Change producer/vendor certificate renewal dates from individual anniversary dates to all being due March 31 of each year.
- Include a list of operation scopes that are exempt from paying producers certificate fees but are still required to register in order to identify operations that must comply with the FSMA, PSR. – Robert Little (*for possible action*)

Charlie Frey moves to have a workshop and hearing to amend NAC 576 for the producer’s certificate program. Woody Worthington seconds. Motion passes unanimously.

C. *Request to adopt amendments to NAC 586 (LCB File No. R089-15)– MEDICAL USE OF MARIJUANA: The previously approved workshop and hearing was conducted to draft regulation for the department to develop a list of pesticides that are allowed to be used on medical marijuana. No one from industry or the public attended the hearing and no comments or suggestions were submitted. A copy of the final language has been included in the board packet. – Robert Little (*for possible action*)

Charlie Frey motions to amend NAC 536 (LCB File No. R089-15). Woody Worthington seconds. Motion passes unanimously.

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- D. *Request to adopt amendments to NAC 588 (LCB File No. R147-16)–
COMMERCIAL FERTILIZERS AND AGRICULTURAL MINERALS: The previously approved workshop and hearing was conducted to draft regulation for the department to raise the fees on commercial fertilizer and agricultural mineral registration. No one from industry or the public attended the hearing and no comments or suggestions were submitted. A copy of the final language has been included in the board packet. – Robert Little (*for possible action*)

Charlie Frey moves to adopt the amendments to NAC 588 (LCB File No. R147-16).
Woody Worthington seconds. Motion passes unanimously.

- E. *Request to adopt amendments to NAC 576 (LCB File No. R146-6) – **STATE DEPARTMENT OF AGRICULTURE:** The previously approved workshop and hearing was conducted to draft regulations to require anyone offering for sale products of aquaculture to obtain a producers certificate. No one from industry or the public attended the hearing. One written comment was submitted. A copy of the final language has been included in the board packet. – Robert Little (*for possible action*)

Charlie Frey moves to adopt amendments NAC 576 (LCB File No. R146-6). Paul Noe seconds. Motion passes unanimously.

- F. Board update – Robert Little (*for information*)

8. Food & Nutrition

- A. Board update - Donnell Barton, Administrator (*for information*)

9. Animal Industry

- A. *Request permission to go to hearing and workshop for NAC 571.300 PERMIT OR LICENSE REQUIRED FOR PRODUCTION OF CERTAIN MEDIA USED FOR DIAGNOSIS, PREVENTION OR TREATMENT OF DISEASE. - Flint Wright, Division Administrator, (*for possible action*)

No action taken. Item was addressed at June meeting.

- B. Board update – Flint Wright (*for information*)

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10. Board Member Presentations

- A. *Oath of Office: Marvin Woody Worthington, Heather Lackey, Dave Coon – Dennis Belcourt, Nevada Deputy Attorney General, (*for possible action*)

Marvin Woody Worthington, Heather Lackey, Dave Coon are sworn in.

11. Public Comment

Public comment given.

12. Adjournment